

IN THE HOUSE OF REPRESENTATIVES.

FEBRUARY 6, 1871.

Read twice, referred to the Committee on Indian Affairs, and ordered to be printed

Mr. TYNER, on leave, introduced the following bill:

A BILL

To authorize the circuit court of the United States in the State of Indiana to make partition of the reservation to the band of Me-shin-go-ma-sa, a Miami Indian.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the circuit court of the United States for the district of
4 Indiana be, and hereby is, authorized, on petition of any of
5 the parties in interest, to cause partition to be made, accord-
6 ing to the laws of the State of Indiana, of the reservation
7 made to the band of Me-te-sin-ca by the second article of the
8 treaty of the sixth day of November, anno Domini eighteen
9 hundred and thirty-eight, and to the band of Me-shin-go-ma-
10 sa by the seventh article of the treaty of the twenty-eighth
11 of November, anno Domini eighteen hundred and forty,
12 between the United States and the Miami tribe of Indians.

1 SEC. 2. *And be it further enacted,* That it shall be the
2 duty of the clerk of said court, within sixty days after the
3 filing of said petition, to give notice of the pendency thereof,
4 by four weekly publications in some newspaper of general
5 circulation in each of the counties wherein said reservation is
6 situate, and by posting printed notices thereof in at least five
7 of the most public places in said reservation; and no
9 hearing of said petition shall be had in said court within
10 twelve months from the date of the filing thereof.

1 SEC. 3. *And be it further enacted,* That in the partition
2 of said reservation, the homes of the several parties shall be
3 set apart to the occupants as far as it can be done consistently
4 with justice, and said lands shall not be subject to any debt
5 contracted prior to the partition thereof, nor to sale or mort-
6 gage, nor to any lease for a longer period than one year, be-
7 fore the year nineteen hundred, and no sale of the same after
8 that time by the parties to whom it shall be set apart in sev-
9 eralty, or their descendants, shall be valid without the consent
10 of the President of the United States; and, on a final decree
11 being made in said case of partition, it shall be the duty of
12 the clerk of said court to cause a certified copy of the same
13 to be filed with the Secretary of the Interior, who shall cause
14 said land to be patented according to the decree of said court.